

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 23-80063-CR MIDDLEBROOKS

UNITED STATES OF AMERICA,
Plaintiff,

vs.

MICHAEL DOLCE,
Defendant(s)

ORDER CONTINUING TRIAL

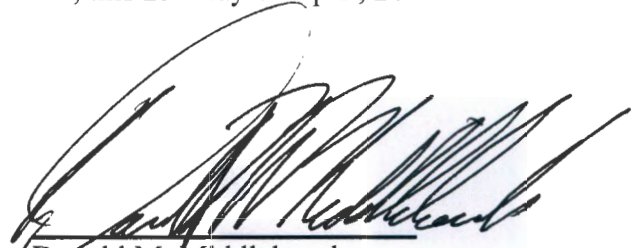
THIS CAUSE comes before the Court pursuant to the Parties' Joint Motion to Continue Trial Date (D.E. 13). Due to the representation of counsel, the need for more time to review discovery, the motion is **GRANTED**.

The parties are being put on notice that Qualification for Acceptance of Responsibility will be jeopardized if an intention to enter a plea of guilty is not announced of record on or before AUGUST 7, 2023. *See United States Sentencing Commission Guidelines Manual, §3E1.1 application notes 1(h) and 6 ("[to] qualify under subsection (b)(2) the defendant must have notified authorities of his intention to enter a plea of guilty at a sufficiently early point in the process so that the government may avoid preparing for trial and the court may schedule its calendar efficiently."); United States v. Estrada, 648 F. Appx. 797, 802 (11th Cir. 2016) (unpublished); United States v. Smith, 422 F.3d 715, 724-27 (8th Cir. 2005).* Counsel shall notify Chambers and the Government by 2:00 pm on August 7, 2023 if Defendant will be changing his plea. By proceeding in this manner, the Court will know more definitively which cases will require a trial.

Therefore, the **Trial is rescheduled to begin on Monday, September 11, 2023 at 9:00 am before the undersigned in West Palm Beach.** For the reasons stated, the Court finds that the interests of justice outweigh the demands of the Speedy Trial Act. Therefore, it is

ORDERED AND ADJUDGED that the time between April 21, 2023 and September 11, 2023 is hereby excluded from Speedy Trial Act calculations.

DONE AND ORDERED at West Palm Beach, Florida, this 25th day of April, 2023.



Donald M. Middlebrooks
United States District Judge

cc: Counsel of Record